



General Assembly

January Session, 2009

Amendment

LCO No. 9031

HB0663109031SR0

Offered by:

SEN. MCLACHLAN, 24th Dist.

To: Subst. House Bill No. 6631

File No. 901

Cal. No. 604

"AN ACT CONCERNING ELECTRIC UTILITIES."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Subsection (d) of section 16-50x of the general statutes is
4 repealed and the following is substituted in lieu thereof (*Effective July*
5 *1, 2009*):

6 (d) Any town, city or borough zoning commission and inland
7 wetland agency may regulate and restrict the proposed location of a
8 facility, as defined in subdivisions (3), [and] (4) and (6) of subsection
9 (a) of section 16-50i. The application to such local body shall be the
10 same application filed with the council. The applicant shall file the
11 application with such local body at the same time the applicant files it
12 with the council. Such local bodies may apply standards developed by
13 town ordinances, regulations or a plan of development created in
14 accordance with section 8-35a and make all orders necessary to the
15 exercise of such power to regulate and restrict, which orders shall be in

16 writing and recorded in the records of their respective communities,
17 and written notice of any order shall be given to each party affected
18 thereby. Such a local body shall make any such order (1) not more than
19 sixty-five days after an application has been filed with the council for
20 the siting of a facility described in subdivision (3) of subsection (a) of
21 section 16-50i, or (2) not more than thirty days after an application has
22 been filed with the council for the siting of a facility described in
23 subdivision (4) or (6) of subsection (a) of section 16-50i. Each such
24 order shall be subject to the right of appeal within thirty days after the
25 giving of such notice by any municipality required to be served with a
26 copy of the application under subdivision (1) of subsection (b) of
27 section 16-50l or by any party aggrieved to the council, which shall
28 have jurisdiction, in the course of any proceeding on an application for
29 a certificate or otherwise, to affirm, modify or revoke such order or
30 make any order in substitution thereof by a vote of six members of the
31 council. In the case of a facility described in subdivision (6) of
32 subsection (a) of section 16-50i, each such order shall be subject to the
33 right of appeal not later than thirty days after the giving of such notice
34 by any municipality required to be served with a copy of the
35 application under subdivision (1) of subsection (b) of section 16-50l or
36 by any party aggrieved to the council, which shall have jurisdiction, in
37 the course of any proceeding on an application for a certificate or
38 otherwise, to affirm, modify or revoke such order or make any order in
39 substitution thereof by a majority vote of not less than seven members
40 of the council."